

**TOWN OF ELSMERE  
COUNCIL MEETING MINUTES  
JUNE 13, 2013  
COUNCIL CHAMBERS  
6:30 p.m.**

**CALL TO ORDER:** Mayor Steven Burg called the meeting to order at 6:30 p.m.

**PLEDGE OF ALLEGIANCE:** Mayor Burg asked that everyone remain standing for a moment of silence for some residents who passed away.

**ROLL CALL:**

|                          |                      |         |
|--------------------------|----------------------|---------|
| MAYOR                    | STEVEN BURG          | PRESENT |
| 1 <sup>ST</sup> DISTRICT | JOHN JAREMCHUK, JR.  | PRESENT |
| 2 <sup>ND</sup> DISTRICT | PATRICIA FRANTZ      | PRESENT |
| 3 <sup>RD</sup> DISTRICT | ROBERT KACPERSKI     | PRESENT |
| 4 <sup>TH</sup> DISTRICT | CHARLES MCKEWEN      | PRESENT |
| 5 <sup>TH</sup> DISTRICT | JOANN I. PERSONTI    | PRESENT |
| 6 <sup>TH</sup> DISTRICT | DEBORAH A. NORKAVAGE | PRESENT |

Town Solicitor, Edward McNally – Present

Town Manager, John Giles – Present

Chief of Police, Laura Giles – Present

**PUBLIC COMMENT:**

None

**APPROVAL OF MINUTES:**

Minutes of the May 5, 2013 Council Meeting

**ACTION:** A motion was made by Councilwoman Personti to approve the minutes of the May 5, 2013 Council Meeting with no corrections. The motion was seconded by Councilman Jaremchuk.

**VOTE:**            7-0            All-in-Favor            Motion carried

Minutes of the May 9, 2013 Council Meeting

**ACTION:** A motion was made by Councilwoman Personti to approve the minutes of the May 9, 2013 Council Meeting with 1 Correction on page 11 regarding the number of violations which qualify for public nuisance – this correction has already been made. The motion was seconded by Councilman Jaremchuk.

**VOTE:**            7-0            All-in-Favor            Motion carried

At this time Chief Laura Giles introduced the Two of the three seasonal officers and presented Officer John Mitchell with the Officer of the Year award which was awarded at the Police Chief's Convention.

## **PRESENTATION:**

At this time Mr. Nicholas Miller presented information regarding his law firm and their specialty in negotiating Franchise Agreements with utility companies. He also answered questions regarding his firm which were asked by members of the Mayor and Council.

At this time there was a presentation made by Artesian Water regarding an upcoming line replacement in Vilone Village and the areas which will be affected by the project. They answered questions which were asked by members of the Mayor and Council.

## **OLD BUSINESS:**

None

## **NEW BUSINESS:**

Consideration of the appointment of Mr. Richard Moore to the Town of Elsmere's Pension Committee. Mr. Moore's term will expire on June 13, 2015.

**ACTION:** A motion was made by Councilman Jaremchuk to appoint Mr. Richard Moore to the Town of Elsmere Pension Committee. The motion was seconded by Councilwoman Frantz.

**VOTE:**            7-0                    All-in-Favor                    Motion carried

The Mayor and Council will appoint a member of the Town of Elsmere Pension Committee to serve as Chairman of the Committee.

**ACTION:** A motion was made by Councilman Jaremchuk to appoint Mr. Neal D. Strauss as the Chairman of the Pension Committee. The motion was seconded by Councilwoman Personti.

**VOTE:**            7-0                    All-in-Favor                    Motion carried

Consideration of the appointment of Mr. Andrew Favreau to the Town of Elsmere's Planning Commission. Mr. Favreau's term will expire on June 1, 2014.

**ACTION:** A motion was made by Mayor Burg to appoint Mr. Andrew Favreau. The motion was seconded by Councilman McKewen.

**VOTE:**            7-0                    All-in-Favor                    Motion carried

Consideration for First and Second Reading of Ordinance 567.

**ACTION:** A motion was made by Councilman Jaremchuk to consider Ordinance 567 for First and Second Reading. The motion was seconded by Councilwoman Personti.

**VOTE:**            7-0                    All-in-Favor                    Motion carried

Town Manager John Giles stated that the Chief has been successful in coordinating with the 911 RECOM to include a Premise History on properties which request waivers from this Ordinance.

Consideration for First and Second Reading of Ordinance 568.

Town Manager John Giles explained that this ordinance re-inserts portions of the code which were inadvertently removed during code updates and ordinance adoptions.

**ACTION:** A motion was made by Councilman Jaremchuk to consider Ordinance 568 for First and Second Reading. The motion was seconded by Councilman McKewen.

**VOTE:**            7-0                    All-in-Favor                    Motion carried

Consideration of a request by the Town Manager to authorize line item transfers which are needed to cover what will be a shortage in the amount budgeted for the contract with Waste Management in the Sanitation Departments Budget for fiscal year 12-13.

**ACTION:** A motion was made by Councilman Jaremchuk to authorize the line item transfers as requested to cover the budget shortfall regarding the Waste Management Contract. The motion was seconded by Councilwoman Norkavage.

**VOTE:**            7-0                    All-in-Favor                    Motion carried

**DEPARTMENTAL REPORTS:**

Code Enforcement

Town Manager John Giles presented the written report.

Finance

Town Manager John Giles presented the written report. He stated that the final budget is ready to be signed at the end of the meeting.

Public Safety

Chief Laura Giles presented the written report.

Mayor Burg stated that he has been contacted by a resident on Northern Avenue regarding parking in front of the Dog Park; the resident is upset that people are parking on the street and not in the parking lot for the park.

There was a lengthy discussion regarding this issue and it was decided that it is a public street and that there is no need for a no parking zone in this area.

Public Works

Town Manager John Giles presented the written report.

### Town Manager

Town Manager John Giles presented the written report. He stated that we have been notified by New Castle County that we are officially not receiving any youth from the Summer Youth Program because the primary funding for this program is being given by the Department of Labor and that because of that the Department of Labor is being given the hiring rights. There are no Youth selected for this years' program near the Town and there are no Youth that fit our criteria which can get transportation to the Town so we will not receive any Youth assistance this year. He updated the members of Mayor and Council regarding the upcoming legislation which we have been working with our legislators about. He discussed that the Town has \$20,000.00 left in street project money that goes back on June 30, 2013 and that he has 2 projects that he can fit into this money one is an add-alternate from the original bids and the second in some curb and apron work at the M & T Bank, both can be paid out of this money if the Council will agree to forgo the bid requirements. He is asking that the Council award those projects to Paoli Services who can complete them and bill them by June 30<sup>th</sup>.

Independence Day Celebration, Town Manager John Giles stated that he did receive a contract but that there are many questions regarding what we were sent, he was given 3 answers but not the other 9 questions. He stated that we have looked for other vendors and other things to do for the Holiday should this fall through, however, everyone is booked and if this falls through we will have fireworks and nothing but fireworks.

There was a lengthy discussion where the Mayor and Council decided that we will just trust that this will fall into place based on Mayor Burgs experience in carnivals and hope for the best.

At this time there was a discussion regarding whether the Mayor and Council was interested in forming a committee to look into the possibility of knocking down and reconstructing the existing building to fit the Town's needs. There were no members of Council willing to sit on this committee at this time but that they would all consider this and decide later.

### **ITEMS SUBMITTED BY THE MAYOR AND COUNCIL:**

**District 1** – None

**District 2** – None

**District 3** – None

**District 4** – None

**District 5** – None

**District 6** – None

**Mayor** – None

**PUBLIC COMMENT:**

**ADJOURNMENT:**

**ACTION:** A motion was made by Councilwoman Frantz to adjourn. The motion was seconded by Councilwoman Norkavage.

**VOTE:**            7-0            All-in-Favor            Motion carried

These minutes summarize agenda and other issues discussed at this Council Meeting. Votes are recorded accurately. The audio tape(s) of this meeting will be available at Town Hall for a period of two years from the date these minutes are approved. The audio tapes may be reviewed at Town Hall by appointment and in accordance with the Freedom of Information Act.

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**STEVEN E. BURG**  
**MAYOR**

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**JOANN I. PERSONTI**  
**SECRETARY**